

DEFENSE SECURITY
COOPERATION AGENCY,
Arlington, VA.

Hon. JAMES E. RISCH,
*Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.*

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(C) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 21-0A. This notification relates to enhancements or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 17-20 of March 7, 2018.

Sincerely,

HEIDI H. GRANT,
Director.

Enclosures.

TRANSMITTAL NO. 21-0A

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(C), AECA)

(i) Purchaser: Government of the United Arab Emirates.

(ii) Sec. 36(b)(1), AECA Transmittal No.: 17-20.

Date: March 7, 2018.

Military Department: Navy.

(iii) Description: On March 7, 2018, Congress was notified by Congressional certification transmittal number 17-20 of the possible sale under Section 36(b)(1) of the Arms Export Control Act of three hundred (300) AIM-9X-2 Sidewinder Block II All-Up-Round Missiles; forty (40) AIM-9X-2 Sidewinder Captive Air Training Missiles (CATMs); thirty (30) AIM-9X-2 Block II Tactical Guidance Units; fifteen (15) AIM-9X-2 CATM Units; containers; spares; support equipment and missile support; U.S. Government and contractor technical assistance and other related logistics support; and other associated support equipment and services. The estimated cost was \$270.4 million. Major Defense Equipment (MDE) constituted \$240 million of this total.

This transmittal reports the addition of five hundred (500) Sidewinder AIM 9X Block II+ (Plus) Tactical Missiles; forty (40) Sidewinder AIM 9X Block II Captive Air Training Missiles (CATMs); three (3) Sidewinder AIM 9X Block II Special Air Training Missiles (NATMS); fifty (50) Sidewinder AIM 9X Block II+ (Plus) Tactical Guidance Units; twenty-five (25) Sidewinder AIM 9X Block II CATM Guidance Units; containers; spares; support equipment and missile support; U.S. Government and contractor technical assistance and other related logistics support; and other associated support equipment and services with a value of \$490 million. The total notified cost of MDE will increase to \$730 million, and the total notified case value will increase to \$840.5 million.

(iv) Significance: This notification is being provided to report the inclusion of MDE items not previously notified. This potential sale will improve the UAE's capability to meet current and future threats and provide greater security for its critical infrastructure. The addition of the Sidewinder AIM 9X Block II+ (Plus) Tactical Missiles represents an increase in capability over what was previously notified. The UAE will use the enhanced capability to strengthen its homeland defense.

(v) Justification: This proposed sale of the Sidewinder AIM 9X Block II+ (Plus) Tactical Missile will support the foreign policy and national security of the United States by helping to improve the security of an important regional partner. The UAE has been, and continues to be, a vital U.S. partner for political stability and economic progress in the Middle East.

(vi) Sensitivity of Technology: The Sidewinder AIM 9X Block II+ (Plus) Tactical Mis-

sile represents a substantial increase in missile acquisition and kinematics performance over the AIM-9M and replaces the AIM 9X Block I Missile configuration. The missile includes a high off-boresight seeker, enhanced countermeasure rejection capability, low drag/high angle of attack airframe and the ability to integrate the Helmet Mounted Cueing System. The software algorithms are the most sensitive portions of the Sidewinder AIM 9X Block II+ (Plus) Tactical Missile. The software continues to be modified via a Pre-Planned Product Improvement (P3I) program in order to improve its counter-countermeasure capabilities. No software source code or algorithms will be released. The highest level of classification of information included in this potential sale is SECRET.

(vii) Date Report Delivered to Congress: November 9, 2020.

CONFIRMATION OF AMY CONEY BARRETT

Mr. BURR. Madam President, last month the Senate confirmed the newest Justice to the Supreme Court, Amy Coney Barrett. As members of this body, one of our great privileges and weightiest responsibilities is to fulfill the role of "advice and consent" provided in the Constitution to examine and, if merited, confirm the President's nominees. In the case of the Federal judiciary, not only will these nominees out serve many of us in the Senate, their rulings will shape the fabric of our Nation the way that affects generations.

It is with a great understanding of this that I consider judicial nominees and also why I am proud to have been able to vote in support of Justice Barrett's confirmation. Much has been said about her legal abilities and credentials and how she has consistently distinguished herself as a student, a law clerk and practitioner, academic, and judge on the Seventh Circuit Court of Appeals. Yet two characteristics beyond her stellar resume enabled me to decisively cast my vote for her to serve on the Supreme Court of the United States: her respect for the Constitution and her character.

Throughout her career, Justice Barrett has shown she will uphold the Constitution and that she understand the checks and balances that are a part of our democracy. She has stated multiple times that "It is never appropriate for a judge to impose that judge's personal convictions," and her writing and her statements and her opinions for the Seventh Circuit demonstrate her respect for the rule of law; for the responsibilities of the legislative, executive, and judicial branches; and for interpreting the law in accordance with the "the meaning it had at the time people ratified it." This understanding is crucial for judges to ensure that the legislature has its proper role, that the Constitution is followed as written and amended when changes are necessary, and that our system has the proper checks and balances.

With regards to her character, Judge Barrett's career and life demonstrate

the kind of person she is. She has received public awards, including the Notre Dame Law School's Distinguished Teaching Award three times, being selected by graduating law students as a professor "who exhibits excellence in leadership, friendship, legal knowledge, legal teaching, and professional ability." She has received the accolade of her fellow clerks on the Supreme Court, including the clerks of the late Justice Ginsburg, who called her "smart, honorable, and fair-minded." She was lauded by fellow professors at Notre Dame as someone who has "in abundance all of the other qualities that shape extraordinary jurists: discipline, intellect, wisdom, impeccable temperament, and above all, fundamental decency and humanity." It goes without saying that these are the qualities of an individual who we want serving on the highest court of our land.

For a lifetime appointment to the Supreme Court, an individual must be the entire package. I am confident that Justice Barrett's credentials, judicial philosophy, and character will serve our Nation well for decades to come, and I am honored to have supported her nomination.

ADDITIONAL STATEMENTS

RECOGNIZING ANNA MARIA OYSTER BAR

• Mr. RUBIO. Madam President, as chairman of the Senate Committee on Small Business and Entrepreneurship, each week I recognize a small business that exemplifies the American entrepreneurial spirit at the heart of our country. It is an honor to recognize a family-owned small business known for its industry leadership and local philanthropy. Today, it is my pleasure to name Anna Maria Oyster Bar of Bradenton, FL, as the Senate Small Business of the Week.

As a student at Clemson University, John Horne spent his summers working at a restaurant on the Florida shore. Drawn to the hospitality industry, John chose to pursue a business degree and establish his own restaurant. After earning his degree, he worked in several hospitality roles, gaining both managerial and front-line experience. John achieved his goal in 1997, opening the original Anna Maria Oyster Bar—AMOB—on the Anna Maria City Pier. Its family-oriented atmosphere and delicious food proved a hit, leading to a second location in 2002.

Twenty years later, Anna Maria Oyster Bar has expanded to four locations in the Bradenton area and has become a local favorite. The business remains family-owned, with John's wife, Amanda, directing marketing and community involvement. Their strong sense of family has built a tight-knit and supportive team that still includes some of their first employees.